

REMARKS:

Prior to entry of this Amendment, claims 2-5, 8-16, 19-26, 28, 71, 92-94, 98 and 99 are pending. Of those claims, claims 16, 19-26, 28, 71, 93-94 and 98-99 are allowed. Applicant thanks the Examiner for this indication of allowable subject matter.

Claims 2-5, 8-15 and 92 are rejected under 35 USC Section 112, second paragraph, as being indefinite. In particular, the Examiner contends that there is insufficient basis for "said first limitation" at line 9 of independent claim 92, from which claims 2-5 and 8-15 depend.

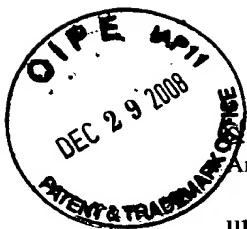
Applicant respectfully points out that "said first limitation" is not recited at line 9, claim 92. However, in the interest of advancing the prosecution of the subject application, claim 92 is further clarified to recite "in a first mode" at line 4 to be consistent with "one of said first second modes" recited at line 9. Accordingly, the Examiner is respectfully requested to reconsider and withdraw the outstanding rejection.

For completion, it is noted that claims 16, 93, 94 and 99 also are clarified to improve upon the wording of the claims. New apparatus claims 100-102 also are added. Support for the foregoing exists throughout the specification and in the claims. See, for example, Applicant's allowed claims. No new matter is introduced into the application as a result of the foregoing.

The foregoing clarifications are not made for reasons related to patentability and the full range of equivalents should remain in tact.

The Examiner also is kindly requested to return an initialed PTO 1449 form to Applicant regarding the supplemental IDS filed on November 19, 2008.

All issues having been addressed, the subject application is believed to be in condition for immediate allowance and such favorable action is earnestly solicited. A Notice of Allowance is thereby requested. Should any unresolved issues remain, the Examiner is invited to call the



Serial No.: 09/980,377
Art Unit: 2618

undersigned at the telephone number indicated below.

Respectfully submitted:

Christine Wilkes Beninati 12/22/08
Christine Wilkes Beninati Date
Reg. No.: 37,967

Customer No.: 29683

HARRINGTON & SMITH, PC
4 Research Drive
Shelton, CT 06484-6212

Telephone: (203) 925-9400

Facsimile: (203) 944-0245

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Jessica Lee 12-22-2008
Name of Person Making Deposit Date